



**ASSEMBLY AMENDMENT 3,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1997 ASSEMBLY BILL 410**

November 19, 1997 – Offered by Representatives ALBERS, FREESE and KRUG.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 3, line 8: after “facilities,” insert “referral of a juvenile to a teen court
3 program”.

4 **2.** Page 10, line 20: after that line insert:

5 “**SECTION 21m.** 118.16 (6) of the statutes is renumbered 118.16 (6) (a) (intro.)
6 and amended to read:

7 118.16 **(6)** (a) (intro.) If the school attendance officer receives evidence that
8 activities under sub. (5) have been completed or were not completed due to the child’s
9 absence from school as provided in sub. (5m), the school attendance officer may ~~file~~
10 do any of the following:

11 1. File information on any child who continues to be truant with the court
12 assigned to exercise jurisdiction under chs. 48 and 938 in accordance with s. 938.24.

1 Filing information on a child under this ~~subsection~~ subdivision does not preclude
2 concurrent prosecution of the child's parent or guardian under s. 118.15 (5).

3 **SECTION 21p.** 118.16 (6) (a) 2. of the statutes is created to read:

4 118.16 (6) (a) 2. Refer the child to a teen court program if all of the following
5 conditions apply:

6 a. The chief judge of the judicial administrative district has approved a teen
7 court program established in the child's county of residence and has authorized the
8 school attendance officer to refer children to the teen court program and the school
9 attendance officer determines that participation in the teen court program will likely
10 benefit the child and the community.

11 b. The child and the child's parent, guardian and legal custodian consent to the
12 child's participation in the teen court program.

13 c. The child has not successfully completed participation in a teen court
14 program during the 2 years before the date on which the school attendance officer
15 received evidence that activities under sub. (5) have been completed or were not
16 completed due to the child's absence from school as provided in sub. (5m).

17 **SECTION 21r.** 118.16 (6) (b) of the statutes is created to read:

18 118.16 (6) (b) If a child who is referred to a teen court program under par. (a)
19 2. is not eligible for participation in the teen court program or does not successfully
20 complete participation in the teen court program, the person administering the teen
21 court program shall file information on the child with the court assigned to exercise
22 jurisdiction under chs. 48 and 938 in accordance with s. 938.24. Filing information
23 on a child under this paragraph does not preclude concurrent prosecution of the
24 child's parent or guardian under s. 118.15 (5).”.

25 (END)